

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

'02 JUL 22 PM 3 34

IN RE: COMPLAINT OF BIRCH TELECOM)
AGAINST BELL SOUTH)
TELECOMMUNICATIONS, INC. AND)
PETITION FOR DECLARATORY JUDGMENT)

OFFICE OF THE
EXECUTIVE SECRETARY
Docket No. 02-00715

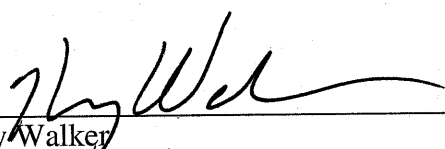
WITHDRAWAL OF COMPLAINT

Having reached a settlement with BellSouth Telecommunications Inc. regarding all issues raised in the above-captioned petition, Birch Telecom, Inc. ("Birch") therefore withdraws the complaint filed June 21, 2002.

Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: _____

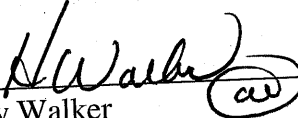

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded via fax or hand delivery and U.S. mail to the following on this the 22nd day of July, 2002.

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce St., Suite 2101
Nashville, TN 37201-3300


Henry Walker